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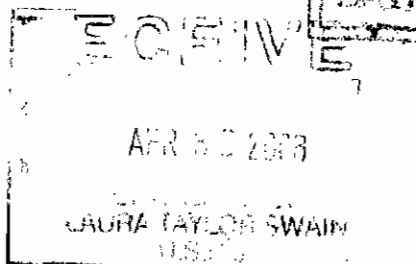
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USDC SDNY
DOCUMENT

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DOC #

DATE FILED: MAY 01 2008



April 30, 2008

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MEMO ENDORSED

re: **UniCredito Italiano SpA, et al. v. JPMorgan Chase Bank, et al., No. 02 Civ. 5328 (LTS) (JCF) ("UniCredito")**

DK Acquisition Partners, L.P., et al. v. JPMorgan Chase & Co., et al., No. 08 Civ. 0446 (LTS) (JCF) ("DK")

Avenue Capital Management II, L.P., et al. v. J.P. Morgan Chase & Co., et al., No. 08 Civ. 0447 (LTS) (JCF) ("Avenue Capital")

Dear Judge Swain:

On behalf of the Plaintiffs in the above-captioned cases, we respectfully request that Plaintiffs be permitted to file under seal the papers they served Monday, April 28 yesterday in opposition to Defendants' Motion for Summary Judgment (Item 3.3 on the parties' Preconference Statement dated April 26, 2008), as follows:

Plaintiffs' Joint Memorandum in Opposition to Summary Judgment on Loss Causation

Plaintiffs' Joint Response to Defendants' Statement of Material Facts Pursuant to Local Rule 56.1 and Statement of Additional Material Facts in Opposition to Summary Judgment

KLEINBERG, KAPLAN, WOLFF & COHEN, P.C.

Hon. Laura T. Swain
April 30, 2008
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Affidavit of James B. Heaton, III in Support of Plaintiffs' Joint Statement of Material Facts Pursuant to Local Rule 56.1

Plaintiffs request that these documents be filed under seal because they include and/or contain material from documents and testimony that has been designated by the Defendants or Enron as Confidential or Highly Confidential.

I have conferred with counsel for the Defendants and Enron, and they have consented to this request.

Yours respectfully,



David Parker
Counsel for DK Plaintiffs

cc: David Woll (by email)
Alan C. Turner (by email)
Counsel for JPMorgan Chase Defendants

Michael E. Gertzman (by email)
H. Seiji Newman (by email)
Counsel for Citigroup Defendants

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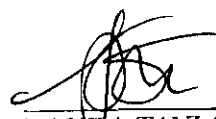
Charles G. Berry (by email)
Robert Goodman (by email)
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J.B. Heaton (by email)
Counsel for DK Plaintiffs

David A. Barrett (by email)
Counsel for Avenue Capital Plaintiffs

*The request is granted.
Courtesy copies shall be
provided for chambers.*

SO ORDERED.



5/1/08
LAURA TAYLOR SWAIN
UNITED STATES DISTRICT JUDGE